

Application No. 10/747,818  
Filed: December 29, 2003  
Date: April 3, 2009  
Page -5-

### **REMARKS**

This communication is in response to the Office Action mailed on January 5, 2009. Applicant has amended claims 1, 22, 24 and 32. Applicant has made amendments to remove its previously erroneous markings. It is believed that these amendments had not been entered as a result of the non-compliant nature of the previous amendment.

Additionally, Applicant notes that this reply and amendment incorporates all of the changes proposed in the first and second preliminary amendments that were found to be compliant. Thus, the changes to the claims are made to a "clean copy" of the claims, as if the prior changes had been accepted and incorporated therein.

### **Remarks Regarding Amendments To The Claims**

Amendment to the claims are submitted for purposes of clarity only. The term "disposed" has been replaced with the term "connected" to clarify the distinction between physical disposition (location) and electrical connection of system elements. All changes made are consistent with and conform to the patent specification and drawings as filed, and do not add new matter.

As a result of these amendments and remarks Applicant suggests that the application is now in condition for allowance and an early notice of allowance is respectfully requested. Applicant respectfully requests that as the Office Action of October 2, 2007 was directed to the non-compliant nature of the previous response, if there is a need for a further office action on the merits that such office action also be considered a non-final office action.

### **Closing Remarks**

Applicant encloses herewith a new Reissue Application Declaration by Assignee. The Office Action had found the previous declaration deficient in that it did not properly identify an error in the

Application No. 10/747,818  
Filed: December 29, 2003  
Date: April 3, 2009  
Page -6-

original patent, the present declaration shows at least one such error.

The Commissioner is hereby authorized to charge any additional fee which may be required for this application under 37 C.F.R. §§ 1.16-1.18, including but not limited to the issue fee, or credit any overpayment, to Deposit Account No. 23-0920. Should no proper amount be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 23-0920.

Respectfully submitted,

HUSCH BLACKWELL SANDERS  
WELSH & KATZ, LTD.



Daniel M. Gurfinkel  
Registration No. 34,177

April 3, 2009  
120 South Riverside Plaza  
22nd Floor  
Chicago, Illinois 60606  
(312) 655-1500